1900-018 Chancery Cause: Margaret Dirgus vs G W. Dirgus
Lee Co.

Garrett, Roberts

CA-Divorce
T-Vices

To the Hon H. A. W. Skeen, Judge of the Circuit Court for Lee County, Virginia.

Your Oratrix, Margaret Dingus, humbly complaining showeth respectfully represent That heretofore about the 12 day of July 1896 she inter-married with one G. W. Dingus with whom she lived as her husband until Sept 1899 ~~1898~~ when they separated and have not lived together since as man & wife.

Your Oratrix as well as the G. W. Dingus are both residents of the County of Lee in the State of Virginia and have been so residing for more than 12 months before the institution of this suit & much longer.

Your Oratrix about the date of said separation or a short time since learned to her sorrow that the said G. W. Dingus had been unfaithful to her and was guilty of divers acts of adultery and possibly with different women.

Since the knowledge of the aforesaid act of adultery were brought home to her, Your Oratrix, has not lived with

with the said G. W. Dingus as a wife & ceased to recognize him as her husband, nor has lived with him at all since & will never do so again.

Your Oratrix states that they ~~only~~ had ~~no~~ no property worth mentioning. That ~~they~~ there was born to them as issue of their marriage three children namely, Lizzie, Cora & Flora who are infants under the age of 21 years, but as they are now with their said father, she has no objection to him having the control of them.

The object of this Bill therefore is to have a decree rendered dissolving the bonds of matrimony heretofore existing between your Oratrix & the said G. W. Dingus. To that end she prayes that said G. W. Dingus be made a party defendant to this Bill & answer the same but not on oath that being waived. And for all other further & general relief.

May open issue &c.

Prudence V. Lewell

P. Q.

Margaret Dingus

vs } Bill in Chcy

G. W. Dingus

1900 2nd Feby Rules
Bill filed & Spa Exd
" 1st March Rules Take
the last Monday in
Feby Cause set for
hearing by Plaintiff

90 to 00

D-

Margaret Dingus Plff } In Chy.
against
G. W. Dingus Deft

This cause came on this day to be heard upon the Bill of the Plaintiff and the depositions of Witnesses was argued by counsel and it appearing to the court that process has been duly served on the defendant G. W. Dingus and it further appearing to the court from the depositions of witnesses that the defendant G. W. Dingus has been guilty of acts of adultery.

On consideration whereof it is adjudged, ordered & decreed that the bonds of Matrimony heretofore existing between ~~the~~ Margaret Dingus and G. W. Dingus be & the same are hereby dissolved & declared null & void. And it is further decreed that the defendant have the custody of the said children & it is further adjudged ordered & decreed that the plaintiff recover her cost to be taxed by the clerk for which execution may issue if desired.

And this cause is stricken from the docket.

Marquerite Dingus

vs } Decree

G. W. Dingus

Entered on Clay
D.B. No 6. P. 355.

Enter this
H. A. Wilson
March 6th 1900

The depositions of Ed Roberts and James Dassett taken before me W. A Owens a Notary Public in for the County of Lee and State of Va. pursuant to a notice hereto annexed, at the residence of W.A. Owens on Blackwater Lee County Va. on the 2nd day of March 1900. between the hours of 8 oclock A M and 6 oclock P M. to be read as Evidence in behalf of Margaret Dingus in a certain Suit in Chancery now pending in the Circuit Court of Lee County Va. wherein Margaret Dingus is plaintiff and D.W. Dingus defendant.

Present Margaret Dingus Plff. and D.W. Dingus defendant.

James Dassett a witness of lawful age being duly Sworn Deposes as follows:

Ques 1) by Plff. Please State Your age, residence & occupation?

Ans. by wit. — I am 23 years old reside in Lee County Va. and a farmer.

Ques no 2) by Plff. Are You acquainted with

Margaret Dingus and D.W. Dingus parties to this Suit?

Ans. I am acquainted with both.

Ques (3rd) by Same - Where do they reside, and if in Lee County Va., how long have they so resided?

Ans. I have known them about 3 years and they have been residents of Lee County Ever Since I have known them.

Ques. 4. Do you know of the Said D.W. Dingus being too intimate with any other woman than his wife? If so State all you know about it.

Ans. by wit. I Saw him with another woman at a Straw Stack in the night time lying closely hugged up together Several different times. I have also Seen the Said Dingus and another woman in the woods together. I also know that the Said D.W. Dingus provided for the Support of Laura Harris who was not his wife and that to my knowledge they were too intimate.

Ques 5' Did the Sd Margaret Dingus or P.W. Dingus falsely or arrange or get you to See them for the purpose of making a witness out of You?

Ans. They did not. I Saw this before I heard of the divorce Suit.

Ques(6) Have the Said Margaret Dingus and P.W. Dingus Gotten along to gether for the last four Years as man and wife Should?

Ans by wit. No they have been often Seperated and have never agreed well together.

Ques (7) Please State if the said Margaret Dingus & P.W. Dingus has lived together lately as man and wife?

Ans. by wit. No they have been apart for a considerable time

Ques. 8 Please State how the Said Margaret Dingus got in possession of Your knowledge of these facts,

Ans by wit. The Said Margaret Dingus told me that Doc Kelly told her that I knew all about it, and I admitted that I did, and told her all about the circumstance.

Ques 9) Please State about what time this Conversation took place?

Ans. by wit. It was about the time they last Separated. And they have not lived together Since.

And furthermore this deponent Saith not.

Jane Garrett

(2) Witness Ed Roberts another witness of lawful age after being duly Sworn deposes as follows:

Ques (1) by plaintiff.

Please State Your age residence and Occupation.

Ans. by witness — I am 21 Years old, live in Lee County Va. and a farmer.

Ques (2) Are You acquainted with Margaret Dingus and D.W. Dingus parties to this Suit?

Ans by wit. I am acquainted with both & have known them all my life.

Ques (3) Where do they reside? If in Lee County Va. how long how they Da resided?

Ans by wit. They live in Lee County Va. and have Da resided for a number of Years.

Ques (4) by Pltf. Do You Know of the Said D.W. Dingus being so intimate another woman other than his wife? If So State all about it.

Ans. by wit. I Saw the Said D.W. Dingus as often as twice in bed ~~with~~ Cover with one Laura Harris. And have Seen him at different times in Secret places with Said Laura Harris.

Ques (5) Did You at any time See the Said D.W. Dingus in Secret with any other woman than the one mentioned above, and his wife?

Ans by wit. Yes I have Seen him once with another woman, in the woods. I Know of my own Knowledge that the Said D.W. Dingus and Laura Harris was too intimate with Each other for I have made Arrangements myself for them to meet in Secret.

Ques. 6. Did the Said Margaret Dingus or D.W. Dingus plan or Arrange

or get You to go there for the purpose of making a witness of You?

Ans by witness. They did not.

Ques 7. How has the said Margaret Driggers and D.W. Driggers gotten along for the last few years?

Ans by witness — To my knowledge they have gotten along very bad Ever since they have been married. And have been often Separated.

Ques 8. Did You hear a Conversation or Quarrel between the said Margaret Driggers and D.W. Driggers in which She said that Doc Kelly had told her, that he had Caught the said D.W. Driggers and Laura Harris out together?

Ans by wit. I did hear said Conversation and the said Margaret Driggers asked me if I knew any thing in regard to said D.W. Driggers and Laura Harris being to intimate with Each other. I told her I did.

2nd Q. by Plaintiff

Please State if the said Morgan Dingus and L.W. Dingus has lived together lately as man and wife?

Ans by wit.

No they have not lived to-gether since She learned these charges which has been Sometime ago.

And further more this Deponent Saith not

Ed his X mark Roberts

Virginia Lee County to-wit.

I W.A Owens a notary Public in for Lee County and State of Va. do certify that the foregoing depositions of James Jones and Ed Roberts were duly taken Sworn to and Subscribed before me at the time, place and for the purpose Set forth in the caption above Given under my hand. This March 2nd 1900.

To G. W. Dingus,

You will please take notice on the 2d day of March 1900 at the residence of H. A. Owens, in Lee County, Va. between the hours of 8 o'clock A. M. & 6 o'clock P. M., I will proceed to take the depositions of Ed Roberts & others, which when taken are intended to be read as evidence on my behalf in a certain suit in chancery now pending in the Circuit Court of Lee County, Va. in which I am plaintiff and you are defendant. If said depositions are not begun or if begun & not completed at the said time & place the taking thereof will be continued from time to time & from place to place until completed

This Feby 26th 1900.

Margaret Dingus
by Counsel -

Executed this
Feby 2 — 1900
by delivering a copy of
the within to Geo. Mc
Dingus R.M. Livery Dep't
for W J Melton
S.L.C

Received by mail and
filed Feby 3rd 1900
A. B. Mansey
Clerk

Everett Waddey Co., Stationers and Printers, Richmond, Va. } Form No. 300½.

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon G. W. Dingus

to appear at the Clerk's office of the Circuit Court of the County of Lee, at the rules to be held for the said court, on the 3rd Monday in February 1900 ~~189~~, to answer a bill in chancery exhibited against him in our said court by Margaret Dingus

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the 6th day of February 1900 ~~189~~, and in the 124th year of the Commonwealth.

A B Munsey Clerk

Form No. 300½.

Margaret Dingus

vs. } SUBPOENA IN CHANCERY

G. W. Dingus

Pridemore & Sewell p. q.

To 2nd Feby Rules.

1900 Circuit Court.

Executed Feb 6th 1900. by delivering a copy hereof in person to G. W. Dingus

W. J. Mulhare

S. L. C.